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8 EXECUTIVE OFFICER RESPIRATORY CARE  
BOARD OF CALIFORNIA, DEPARTMENT OF  
9 CONSUMER AFFAIRS FOR THE STATE OF  
CALIFORNIA

10  
11 SUPERIOR COURT OF CALIFORNIA  
12 COUNTY OF ORANGE  
13

14 THE PEOPLE OF THE STATE OF CALIFORNIA,

15 Plaintiff,

16 v.

17 ROBERT CHARLES BERG,

18 Defendant.  
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24 STEPHANIE NUNEZ, EXECUTIVE OFFICER  
25 RESPIRATORY CARE BOARD OF CALIFORNIA,  
26 DEPARTMENT OF CONSUMER AFFAIRS FOR  
THE STATE OF CALIFORNIA,

27 Petitioner.  
28

**FILED**  
SUPERIOR COURT OF CALIFORNIA  
COUNTY OF ORANGE  
HARBOR JUSTICE CENTER  
DEC 14 2006  
ALAN SLATER, Clerk of the Court  
BY J. BARRERA DEPUTY

Case No. 06HF1851

**[PROPOSED] ORDER  
FOLLOWING APPEARANCE  
AND RECOMMENDATION BY  
EXECUTIVE OFFICER OF  
RESPIRATORY CARE BOARD  
REGARDING SUSPENSION OF  
DEFENDANT'S  
RESPIRATORY CARE  
PRACTITIONER LICENSE  
PENDING RESOLUTION OF  
CRIMINAL MATTER**

Date: 12-14-06  
Time: 8:30 a.m.  
Dept: H-2  
Judge: Hon. Peter J. Polos

1 Pursuant to Penal Code section 23, STEPHANIE NUNEZ, EXECUTIVE OFFICER  
2 RESPIRATORY CARE BOARD OF CALIFORNIA, DEPARTMENT OF CONSUMER AFFAIRS  
3 FOR THE STATE OF CALIFORNIA (hereinafter "Ms. Nunez"), appeared on December 14, 2006,  
4 at 8:30 a.m., in Department H-2, to make recommendations to this court pertaining to Defendant  
5 ROBERT CHARLES BERG's license to practice respiratory care pending the resolution of the  
6 above-entitled criminal matter. Ms. Nunez appeared through counsel, California Attorney General  
7 Bill Lockyer, by Deputy Attorney General Martin W. Hagan. Also present were the People of the  
8 State of California, represented by Deputy District Attorney Joe Williams; and Defendant Robert  
9 Charles Berg represented by Ms. Sherry Garrels.

10 After considering the pleadings filed in connection with the Penal Code section 23 motion,  
11 hearing the arguments of counsel, and good cause appearing, it is hereby ordered that as a condition  
12 of any bail, own recognizance release, or possible probation, Defendant ROBERT CHARLES  
13 BERG's Respiratory Care Practitioner license (License No. 3492) shall be suspended until the  
14 criminal charges against him are resolved. **IT IS SO ORDERED.**

15 Dated DEC 14 2006

PETER J. POLOS  
JUDGE OF THE SUPERIOR COURT